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10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA
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13 JEFFREY S. PATERSON,) 3:11-cv-00845-HDM-WGC
14 Plaintiff,)
15 vs.) ORDER
16 PATTERSON, et al.,)
17 Defendants.)
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19 The court has considered the report and recommendation of the
20 United States Magistrate Judge (#66) filed on August 22, 2013, in
21 which the magistrate judge recommends granting defendant Eugene
22 Columbus' motion for summary judgment (#46) and motion to strike
23 plaintiff's sur-reply (#63).

24 The court has considered the pleadings and memoranda of the
25 parties and other relevant matters of record and has made a review
26 and determination in accordance with the requirements of 28 U.S.C.
27 § 636 and applicable case law, and the court hereby accepts and
28 adopts the report and recommendation of the United States

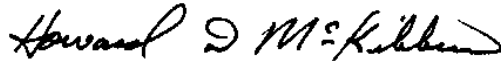
1 Magistrate Judge (#66).

2 In response to plaintiff's objections (#71), the court notes
3 that plaintiff's complaint does not assert any claim against
4 defendant Columbus based on his status as defendant Patterson's
5 supervisor, nor is there any evidence that supports such a claim.

6 Accordingly, defendant Eugene Columbus' motion for summary
7 judgment (#46) and his motion to strike plaintiff's sur-reply (#63)
8 are hereby **GRANTED**.

9 **IT IS SO ORDERED.**

10 DATED: This 20th day of February, 2014.

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12 UNITED STATES DISTRICT JUDGE
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